



Corrections Standards Authority Legislation of Interest as of 10/9/2008

The Corrections Standards Authority actively tracks and analyzes proposed legislation that will directly impact CSA and its programs. We recognize that many of CSA's partners have an interest in legislation beyond those measures that directly impact CSA.

As an aid to our many partners, CSA uses an automated legislative tracking service to identify legislation that may be of interest to you. The result is the attached compilation of bills that includes the bill number, the author, and a short digest of each bill. In many cases, CSA staff has not thoroughly reviewed these bills. If you are interested in additional information about any of the bills listed in this report, please visit the Legislative Counsel's website at: <http://www.leginfo.ca.gov>.

AB 88

AUTHOR: Committee on Budget

TITLE: Budget Act of 2008.

CURRENT TEXT: Chaptered 09/23/2008

STATUS: 09/23/2008-Chaptered by Secretary of State - Chapter 269, Statutes of 2008.

LOCATION: 09/23/2008-A CHAPTERED

Summary: AB 1781, as proposed by Conference Report No. 1 on July 17, 2008, would make appropriations for the support of state government for the 2008-09 fiscal year. The AB 88 Budget Bill would amend AB 1781 Budget Bill and provide \$214,200,000, General Fund, for COPS/JJCPA equating to \$107,100,000 for each program. AB 88 would also provide \$182,107,000, General Fund, for the Juvenile Probation and Camps Funding(JPCF)program and the Proud Parenting Program. There is no funding provided for the Mentally Ill Offender Crime Reduction Program in either AB 1781 or AB 88.

AB 360

AUTHOR: Carter

TITLE: Juvenile court law: purpose.

CURRENT TEXT: Vetoed 09/28/2008

STATUS: 09/28/2008-Vetoed by Governor

LOCATION: 09/28/2008-A VETOED

Summary: Existing law sets forth the purpose of juvenile court law, and provides that a minor under the jurisdiction of the juvenile court who is in need of protective services shall receive care, treatment, and guidance consistent with his or her best interest and the best interest of the public. Existing law provides that a minor under the jurisdiction of the juvenile court as a consequence of delinquent conduct shall, in conformity with the interests of public safety and protection, receive care, treatment, and guidance that is consistent with his or her best interest, that holds the minor accountable for his or her behavior, and that is appropriate for his or her circumstances. This bill would authorize a county to adopt a restorative justice program to address the needs of minors, victims, and the community. The bill would require the restorative justice program to be implemented through a restorative justice protocol developed by the juvenile court in conjunction with the prosecutor, public defender, and other interested groups. The bill would prohibit the use of General Fund moneys to fund the program. The bill would authorize each county to establish the program only after that county has obtained funds for these purposes, as specified. The bill would include related findings and declarations. This bill contains other related provisions and other existing laws.

AB 1389

AUTHOR: Committee on Budget

TITLE: State government.

CURRENT TEXT: Chaptered 09/30/2008

STATUS: 09/30/2008-Chaptered by Secretary of State - Chapter 751, Statutes of 2008.

LOCATION: 09/30/2008-A CHAPTERED

Summary: Among other things, this General Government Budget Trailer Bill, provides that the Controller shall allocate COPS/JJCPA funds, upon their appropriation by the Legislature in the annual Budget Act, to local jurisdictions for public safety in accordance with this section as calculated by the Director of Finance. The Controller shall allocate these funds in four equal installments, to be paid in September, December, March, and June of each fiscal year.

AB 1781

AUTHOR: Laird

TITLE: Budget Act of 2008.

CURRENT TEXT: Chaptered 09/23/2008

STATUS: 09/23/2008-Chaptered by Secretary of State - Chapter 268, Statutes of 2008.

LOCATION: 09/23/2008-A CHAPTERED

Summary: This 2008 Budget Bill would make appropriations for support of state government for the 2008-09 fiscal year. This bill would declare that it is to take effect immediately as an urgency statute.

AB 1823

AUTHOR: Beall

TITLE: Juvenile justice coordinating councils: county alcohol and drug program administrator.

CURRENT TEXT: Vetoed 09/27/2008

STATUS: 09/27/2008-Vetoed by Governor

LOCATION: 09/27/2008-A VETOED

Summary: Under existing law, a county is required to establish a multiagency juvenile justice coordinating council to develop and implement a comprehensive multiagency juvenile justice plan which is to be approved by the CORRECTIONS STANDARDS AUTHORITY in order to expend Juvenile Justice Crime Prevention Act funds. The coordinating councils shall, at a minimum, include the chief probation officer, as chair, and one representative each from the district attorney's office, the public defender's office, the sheriff's department, the board of supervisors, the department of social services, the department of mental health, a community-based drug and alcohol program, a city police department, the county office of education or a school district, and an at-large community representative. This bill would require the council to include the county alcohol and drug program administrator. (4/23/08 DJC)

AB 2125

AUTHOR: Price

TITLE: Supplemental local law enforcement funding.

CURRENT TEXT: Chaptered 09/26/2008

STATUS: 09/26/2008-Chaptered by the Secretary of State, Chapter Number 326, Statutes of 2008

LOCATION: 09/26/2008-A CHAPTERED

Summary: Existing law establishes in each county treasury a Supplemental Law Enforcement Services Fund and requires that moneys from this fund be allocated in accordance with specified requirements for, among other things, juvenile justice plans. Existing law requires juvenile justice plans to include specified assessments of services and strategies to assist at-risk juveniles. This bill would require juvenile justice plans to also assess job training services

and strategies, and require, under certain conditions, a demonstration of the effectiveness at reducing delinquency through job training and employment, as specified, to qualify for funding allocation. This bill contains other related provisions.

[AB 2417](#)

AUTHOR: Runner, Sharon

TITLE: Crime.

CURRENT TEXT: Introduced 02/21/2008

STATUS: 06/02/2008-Failed Deadline pursuant to Rule 61(b)(11). Last location was PUB. S.

LOCATION: 06/02/2008-A DEAD

Summary: AB 2417 which is entitled the Safe Neighborhoods Act: Protect Victims, Stop Gang and Street Crime, which is identical to SB 657 which died in the Senate and the proposed initiative of the same title, would make several changes to current laws relating to criminal offenders. These proposed changes include, but are not limited to, new criminal justice programs and funding levels, increased criminal penalties for some crimes, various changes that would impact prison and parole policies, county jails and other local criminal justice agencies. (02/22/08 DJC)

[AB 2671](#)

AUTHOR: Salas

TITLE: Prisoners: veterans.

CURRENT TEXT: Vetoed 09/28/2008

STATUS: 09/28/2008-Vetoed by the Governor

LOCATION: 09/28/2008-A VETOED

Summary: Existing law requires the Department of Corrections and Rehabilitation to develop a plan that would ensure that prisoners who are substance abusers receive appropriate treatment, as specified. This bill would require the department to create a prerelease program for incarcerated honorably discharged veterans to apply for state and federal benefits for veterans, as specified. This bill contains other related provisions and other existing laws.

[SB 110](#)

AUTHOR: Romero

TITLE: Sentencing commission.

CURRENT TEXT: Amended 08/22/2008

STATUS: 08/31/2008-Failed Deadline pursuant to Rule 61(b)(17). (Last location was THIRD READING on 08/31/2008)

LOCATION: 09/24/2008-A DEAD

Summary: Existing law prescribes various penalties for criminal offenses. This bill would state legislative findings and declarations regarding criminal sentencing laws and policies. This bill would create the California Sentencing Commission, chaired by the Chief Justice of the California Supreme Court, and comprised as specified, to develop and implement a new sentencing system, that would develop rules for sentences imposed for infractions, misdemeanors, alternate felonies or misdemeanors, and felonies, and rules for parole. The commission also would be required to make recommendations to the Legislature regarding criminal laws established by voter initiative, prepare correctional population projections for the sentencing system, serve as a resource for sentencing policy, develop information systems to track criminal cases entering the courts, assemble information on the effectiveness of sentences imposed, and investigate the existence of discrimination or inequities in the sentencing and corrections systems, as specified. This bill contains other related provisions and other existing laws.

SB 413

AUTHOR: Scott

TITLE: Community colleges: inmate education programs: computation of apportionments.

CURRENT TEXT: Vetoed 09/28/2008

STATUS: 09/28/2008-Vetoed by Governor

LOCATION: 09/28/2008-S VETOED

Summary: Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. This bill would instead require the open course provisions in statute or regulations of the board of governors to be waived for any governing board of a community college district that provides those classes for inmates, including inmates of state correctional facilities, and would authorize the board of governors to include the units of full-time equivalent students generated in those classes for purposes of state apportionments. This bill contains other related provisions and other existing laws.

SB 1169

AUTHOR: Runner

TITLE: Inmates: health care services.

CURRENT TEXT: Chaptered 07/18/2008

STATUS: 07/18/2008-Chaptered by the Secretary of State, Chapter Number 142, Statutes of 2008

LOCATION: 07/18/2008-S CHAPTERED

Summary: Existing law authorizes a county sheriff, police chief, or other public agency that contracts for emergency health services, to contract with providers of emergency health care services for care to local law enforcement patients. Under existing law, a county sheriff or police chief is prohibited from releasing inmates from custody for the purpose of seeking medical care, with the intent to rearrest, unless the hospital determines the action would enable it to collect from a third-party source. Existing law requires an Inmate Health Care and Medical Provider Fair Pricing Working Group to be convened and to meet at least 3 times annually to resolve industry issues that create fiscal barriers to timely and affordable emergency inmate health care, among other things. Under existing law, all of these provisions are to be repealed as of January 1, 2009. This bill would extend those provisions to January 1, 2014, and would require the Inmate Health Care and Medical Provider Fair Pricing Working Group to meet as needed instead of at least 3 times annually. Because the bill would extend existing duties imposed upon local law enforcement, the bill would create a state-mandated local program. This bill contains other related provisions and other existing laws.

SB 1407

AUTHOR: Perata

TITLE: Court facilities: financing.

CURRENT TEXT: Chaptered 09/26/2008

STATUS: 09/26/2008-Chaptered by the Secretary of State, Chapter Number 311, Statutes of 2008

LOCATION: 09/26/2008-S CHAPTERED

Summary: The Trial Court Facilities Act of 2002 establishes the State Court Facilities Construction Fund and provides that moneys in that fund may be used to acquire, rehabilitate, construct, or finance court facilities, as defined, and to implement trial court projects in designated counties, as specified. This bill would extend the purposes for which moneys in that fund may be used to include the planning, design, construction, rehabilitation, replacement, leasing, or acquisition of court facilities. The bill would establish the Immediate and Critical Needs Account of the State Court Facilities Construction Fund, the proceeds of which would be used for the planning, design, construction, rehabilitation, renovation, replacement, or acquisition of court facilities, for the repayment of moneys appropriated for lease of court facilities pursuant to the issuance of lease-revenue bonds, and for the payment for lease or

rental of court facilities. The bill would require the Judicial Council to collect and make available information regarding moneys in the account, as specified, and to make recommendations to the Governor and the Legislature for projects based on its determination that the need for a project is most immediate and critical, as specified. The bill would authorize the Judicial Council to acquire sites for the replacement of deficient court facilities in 4 specified counties. The bill would require any moneys remaining in, or that would otherwise be payable into, the Immediate and Critical Needs Account of the State Court Facilities Construction Fund, to be transferred to the Controller for deposit into the State Trial Court Operations Trust Fund, as established by this bill, upon the retirement of any bonded indebtedness that may be incurred in connection with immediate and critical trial court projects, the proceeds of which would be available upon appropriation by the Legislature only for trial court operations. This bill contains other related provisions and other existing laws.

SB 1470

AUTHOR: Lowenthal

TITLE: Homeless Youth Prevention and Assistance Act of 2008.

CURRENT TEXT: Amended 04/23/2008

STATUS: 05/30/2008-Failed Deadline pursuant to Rule 61(b)(11). Last location was APPR. SUSPENSE FILE

LOCATION: 06/09/2008-S DEAD

Summary: Existing law establishes an interagency system of care for children with serious emotional and behavioral disturbances that provides comprehensive, coordinated children's services. This bill would require the State Department of Mental Health and the Department of Housing and Community Development, on or before May 1, 2010, and in consultation with designated entities, to develop, adopt, and distribute a statewide strategic prevention and assistance plan for homeless youth, including supports for youth whose current living situations are unstable. The bill would require the plan to include information on statewide supports for homeless youth and coordinating activities between statewide agencies and recommendations for counties and local mental health departments on the use of available funds to provide supportive services and housing to homeless youth . This bill contains other existing laws.

SB 1651

AUTHOR: Steinberg

TITLE: Mentally ill offenders.

CURRENT TEXT: Amended 04/15/2008

STATUS: 05/30/2008-Failed Deadline pursuant to Rule 61(b)(11). Last location was APPR. SUSPENSE FILE

LOCATION: 06/09/2008-S DEAD

Summary: The bill would create the Corrections Mental Health Act of 2008, a comprehensive system of care for individuals with serious mental illness (SMI) who are involved in the state's criminal justice system. The bill would authorize superior courts to develop and implement mental health courts, requiring those that do opt in to establish a protocol to determine the eligibility of defendants with SMI, including parolees with SMI who are in violation of their parole or receiving new terms, for participation and subsequent diversion. Also, the measure would also require the Department of Corrections and Rehabilitation to implement a pilot program, until January 1, 2014, for the delivery of mental health care for those incarcerated in state prisons, on parole or completing parole. (4/20/08 DJC)

AUTHOR: Runner

TITLE: Correctional facilities.

CURRENT TEXT: Amended 08/13/2008

STATUS: 08/31/2008-Failed Deadline pursuant to Rule 61(b)(17). (Last location was PUB. S. on 08/13/2008)

LOCATION: 09/24/2008-S DEAD

Summary: Existing law, the Public Safety and Offender Rehabilitation Services Act of 2007, requires the Department of Corrections and Rehabilitation to design, construct, or renovate prison housing units, prison support buildings, and programming space in order to add approximately 7,484 beds at specified adult correctional facilities. The act also authorizes the department to develop approximately 12,000 new prison beds, including appropriate programming space, and to acquire land, design, construct, and renovate reentry program facilities, and to construct and establish new buildings at facilities under the jurisdiction of the department to provide medical, dental, and mental health treatment or housing for approximately 6,000 inmates, as specified. This bill instead would remove the limitation on the number of beds that are required to be constructed at specified facilities, while maintaining the 12,000 bed maximum, and would delete the word "prison" from the types of facilities that are affected by the bill and replace it with "facilities under the jurisdiction of the department." The bill would authorize the secretary to solicit proposals and enter into contracts for the study, planning, design, development, construction, rebuilding, improvement, repair, or any combination thereof, of facilities specified in the act, through a value-based, competitive negotiation process, and would require the secretary to determine the security level of the beds to be added. This bill contains other related provisions and other existing laws.

Total Position Forms: 15